

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

-----X  
ELIZABETH M. RYAN, individually and on behalf of  
the Estate of THOMAS W. RYAN, deceased,

Plaintiffs,

- against -

STATEN ISLAND UNIVERSITY HOSPITAL,  
GILBERG LEDERMAN, GILBERT LEDERMAN,  
M.D., P.C. and PHILIP JAY SILVERMAN,

Defendants.  
-----X

04 CV 2666 (NG) (KAM)

**STIPULATION OF  
DISMISSAL**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for all of the parties to this action, that whereas no party hereto is an infant, incompetent person for whom a committee has been appointed or conservatee, and no person not a party has an interest in the subject matter of the action, the above-entitled action be, and the same hereby is discontinued, including any and all cross-claims, with prejudice and without costs to either party as against the other.

IT IS HEREBY FURTHER STIPULATED AND AGREED that nothing contained in this Stipulation shall release and or discharge Defendants, Defendants' heirs, parents, executors, administrators, successors, and assigns from any claims and causes of action of the United States which have been brought and or could be brought in the action entitled United States of America ex rel. Elizabeth M. Ryan v. Staten Island University Hospital, Gilbert Lederman, Gilbert Lederman M.D., P.C. and Philip Jay Silverman No. 04 CV 2483 (JG) (CLP) (E.D.N.Y.) and does not release and or discharge Plaintiff's claim for a share of the monetary recovery of the United States, and statutory fees, costs

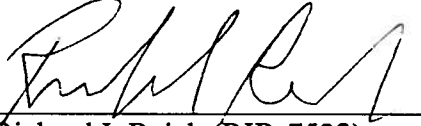
and counsel fees in the action United States of America ex rel. Elizabeth M. Ryan v. Staten Island University Hospital et. al No. 04 CV 2483 (JG) (CLP) (E.D.N.Y.).

IT IS HEREBY FURTHER STIPULATED AND AGREED that this Stipulation may be signed in separate counterparts. A facsimile shall be deemed an original for the purposes of this Stipulation.

IT IS HEREBY FURTHER STIPULATED AND AGREED that this Stipulation may be filed without further notice with the Clerk of the Court.

Dated: New York, New York  
April 29, 2008

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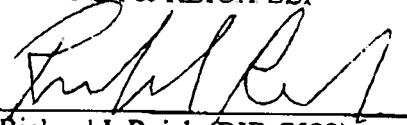
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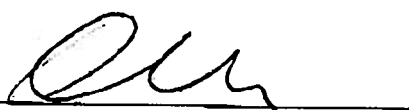
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